

To be Judge of the 128th Judicial District composed of Orange County: Frank W. Hustmyre of Orange, Orange County.

To be members of the Board of Directors of the Upper Red River Control and Irrigation District:

For terms expiring July 3, 1949:

O. W. Stroup of Briscoe County;

E. W. Sheid of Briscoe County.

For terms expiring July 3, 1951:

C. C. Broughton of Childress County;

Roy E. Barr of Childress County;

O. E. Bevers of Hall County.

To be members of the Board of Directors of the Guadalupe-Blanco River Authority for six year terms to expire February 1, 1953:

Hartwell J. Kennard of Gonzales, Gonzales County;

W. M. Burnett of San Marcos, Hays County;

C. F. Combs of Cuero, De Witt County.

To be a member of the State Board of Embalming to fill the unexpired term of Charles B. Cook, deceased, term to expire May 31, 1947:

Porter Loring of San Antonio, Bexar County.

To be Judge of the County Court at Law of Grayson County:

Davis Brown of Sherman, Grayson County.

To be members of the Board of Directors for the Texas State University for Negroes:

Dr. W. R. Banks of Prairie View, Waller County, for six year term to expire February 1, 1953;

Craig Cullinan of Houston, Harris County, for six year term to expire February 1, 1953;

Dr. J. N. R. Score of Georgetown, Williamson County, for six year term to expire February 1, 1953;

Major T. Bell of Beaumont, Jefferson County, for four year term to expire February 1, 1951;

Dr. M. L. Edwards of Hawkins, Wood County, for four year term to expire February 1, 1951;

Ben Morgan of Corsicana, Navarro County, for four year term to expire February 1, 1951;

Charles Devall of Kilgore, Gregg County, for two year term to expire February 1, 1949;

Rev. I. B. Loud of San Antonio, Bexar County, for two year term to expire February 1, 1949.

### In Legislative Session

The President called the Senate to order as in Legislative Session at 12:10 o'clock p. m.

### House Concurrent Resolution 103

On motion of Senator Aikin, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

H. C. R. No. 103, Suspending the Joint Rules so that House Bill No. 246, and House Bill No. 807, may be considered.

The resolution was read and was adopted.

### Bill Signed

The President signed in the presence of the Senate, after giving due notice thereof, the following enrolled bill:

S. B. No. 312, A bill to be entitled "An Act to amend Article 2683, to enlarge the powers and duties of County School Trustees so as to authorize such trustees to enter into contract with the State Board for Vocational Education for the purpose of operating, administering and maintaining special schools and classes for the benefit of Veterans of World War II, and to receive money from the State for such purpose; and declaring an emergency."

### Adjournment

On motion of Senator Weinert, the Senate, at 12:15 o'clock p. m., adjourned until 10:30 o'clock a. m., tomorrow.

### SIXTY-FIRST DAY

(Thursday, May 1, 1947)

The Senate met at 10:30 o'clock a. m., pursuant to adjournment, and was called to order by the President.

The roll was called and the following Senators were present:

Aikin	Kelley of Hidalgo
Bullock	Kelly of Tarrant
Cousins	Knight
Hardeman	Lane
Harris	Moffett
Hazlewood	Morris
Jones	Parrish

Phillips  
Proffer  
Ramsey  
Stanford  
Stewart  
Strauss

Taylor  
Tynan  
Weinert  
Winfield  
York

A quorum was announced present.

Reverend J. E. Chester, Chaplain, offered the invocation.

On motion of Senator Stanford, and by unanimous consent, the reading of the Journal of the proceedings of yesterday was dispensed with and the Journal approved.

#### Leaves of Absence Granted

Senator Carney was granted leave of absence for today on account of important business on motion of Senator Morris.

Senator Chadick was granted leave of absence for today and the remainder of the week on account of important business on motion of Senator Lane.

Senator Crawford was granted leave of absence for today on account of important business on motion of Senator Bullock.

Senator Brown was granted leave of absence for today on account of illness on motion of Senator Weinert.

#### Reports of Standing Committees

Senator Hazlewood submitted the following report:

Austin, Texas,  
April 29, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Aeronautics, have had under consideration Senate Bill No. 402 and beg to report it back to the Senate with the recommendation that it do pass and be printed.

HAZLEWOOD, Chairman.

Senator York submitted the following reports:

Austin, Texas,  
April 30, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Insurance, to whom was referred House Bill No. 326, have had the same under consideration, and I am instructed to report it back to the Senate with

the recommendation that it do pass and be printed.

YORK, Chairman.

Austin, Texas,  
April 30, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Insurance, to whom was referred House Bill No. 465, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

YORK, Chairman.

Austin, Texas,  
April 30, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Insurance, to whom was referred House Bill No. 84, have had the same under consideration, and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

YORK, Chairman.

Senator Kelley of Hidalgo submitted the following reports:

Austin, Texas,  
May 1, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Constitutional Amendments to whom was referred H. J. R. No. 7, have had same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

KELLEY of Hidalgo, Chairman.

Austin, Texas,  
May 1, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Constitutional Amendments, to whom was referred S. J. R. 12, have had same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

KELLEY of Hidalgo, Chairman.

Austin, Texas,  
May 1, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Con-

stitutional Amendments, to whom was referred H. J. R. No. 24, have had same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass and be printed.

KELLEY of Hidalgo, Chairman.

Austin, Texas,  
May 1, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Constitutional Amendments, to whom was referred S. J. R. No. 14, have had same under consideration and I am instructed to report it back to the Senate with the recommendation that it do not pass, but Committee Substitute attached hereto, do pass in lieu thereof, and be printed.

KELLEY of Hidalgo, Chairman.

C. S. S. J. R. No. 14 was read first time.

Senator Ramsey submitted the following report:

Austin, Texas,  
April 29, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Judicial Districts, to whom was referred House Bill No. 648, have had same under consideration and I am instructed to report it back to the Senate with the recommendation that it do pass and be not printed.

RAMSEY, Chairman.

Senator Kelly of Tarrant submitted the following report:

Austin, Texas,  
May 1, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: We, your Committee on Public Lands and Land Office, have had under consideration House Bill No. 775 and beg to report it back to the Senate with the recommendation that it do pass and be not printed.

KELLY of Tarrant, Chairman.

#### Senate Resolution 94

(Extending Privilege of Floor)

Senator Kelly of Tarrant offered the following resolution:

Whereas, Honorable Neville G. Penrose is in the Capitol;

Whereas, This distinguished citizen of Fort Worth, Tarrant County,

Texas is the State Democratic Executive Committeeman for the 28th Senatorial District; and

Whereas, The Senate will be glad to extend him a hearty welcome; now, therefore, be it

Resolved, That he be invited to address the Senate and that he be extended the privilege of the floor for today.

The resolution was read and was adopted.

#### Senate Concurrent Resolution 37

Senator Harris offered the following resolution:

S. C. R. No. 37, Recalling Senate Bill No. 364 from the Governor's office.

Whereas, Senate Bill No. 364 has passed both the Senate and the House of Representatives, and is now in the Governor's office; and

Whereas, There are two typographical errors in said bill; and

Whereas, It is necessary that said bill be recalled to the Senate for correction; now, therefore, be it

Resolved, By the Senate of Texas, the House of Representatives concurring, that the bill be recalled from the Governor's office in order that the Enrolling Clerk may correct the typographical errors in said bill.

The resolution was read.

On motion of Senator Harris, the resolution was considered immediately and was adopted.

#### Senate Resolution 96

(Honorary Admiral of the Battleship Texas)

Senator York offered the following resolution:

Whereas, The Battleship "Texas" now is to rest in a permanent berth adjacent to the San Jacinto Battlegrounds as a lasting memorial for the purpose of commemorating the heroic participation of the State of Texas in the prosecution and victory of the Second World War; and

Whereas, The Honorable Fred Harris of Dallas is an outstanding Navy man and member of the Senate of the State of Texas, having resigned from public office in June, 1942 to volunteer his services to the United States Navy to which he gave three years of brilliant service, and having served aboard the Aircraft Carrier, U. S. S. Croatan, he participated in the original landing of the American troops

on foreign soil at Casablanca; later being transferred to the Pacific Fleet, he served as a Flight Deck Officer on the immortal Aircraft Carrier, U. S. S. Franklin, from November, 1943 until May, 1945, aboard which he was an active participant in the landing at Siapan, Guam, Pelieu, Layete, Iwo Jima, and the Second Battle of the Phillipine Sea; and

Whereas, Senator Harris was aboard the U. S. S. Franklin when it was hit and completely disabled in March, 1945, sixty miles off the Tokoyo Bay and was one of the 704 surviving members of the original crew of 3100 which remained with the ship until it limped into Brooklyn Harbor on May 4, 1945; and

Whereas, Senator Harris holds the Navy Cross, the Bronze Star, Commendation Medal, two Purple Hearts, and the Asiatic and European Theatre Medals for his participation and bravery in battle; and

Whereas, Senator Harris was chosen by Governor Coke Stevenson to represent him to accept from the Navy Department on Navy Day, 1946, the flag of the Battleship "Texas" (the flag having been placed among the archives in the Texas Memorial Museum); and

Whereas, The Honorable Fred Harris is an outstanding Texan, a distinguished hero of the Second World War, and a living example of the spirit displayed by all Texans and the State of Texas and glorified in the permanent memorial of the Battleship "Texas"; now, therefore, be it

Resolved, By the Senate of the State of Texas that they request the Governor to appoint the Honorable Fred Harris as Honorary Admiral of the Battleship "Texas" and to do so in an appropriate ceremony and in the spirit of this resolution.

Signed—Allan Shivers, Lieutenant Governor; Senators, Aikin, Brown, Bullock, Carney, Cousins, Chadick, Crawford, Hardeman, Hazlewood, Jones, Kelley of Hidalgo, Kelley of Tarrant, Knight, Lane, Moffet, Mauritz, Morris, Parrish, Proffer, Ramsey, Stanford, Stewart, Strauss, Taylor, Tynan, Vick, Weinert, Winfield, York.

The resolution was read and was adopted unanimously.

#### Session to Consider Local and Uncontested Bills

On motion of Senator Lane, and by

unanimous consent, the Senate agreed to hold a session for the consideration of local and uncontested bills next Wednesday, May 7, 1947 at 7:30 o'clock p. m.

#### Senate Concurrent Resolution 38

Senator Morris offered the following resolution:

S. C. R. No. 38, Recalling Senate Bill No. 282 from the Governor's office.

Be it resolved by the Senate of Texas, the House of Representatives concurring:

That the Governor of Texas be requested to return Senate Bill No. 282 to the Senate for the purpose of having the Enrolling Clerk of the Senate correct Section 7(b) by changing the word "one-fourth" in said subsection to "one-half" to correspond to Section 1 of the Act.

The resolution was read.

On motion of Senator Morris, the resolution was considered immediately and was adopted.

#### Message from the House

Hall of the House of Representatives,  
Austin, Texas,  
May 1, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following bills and resolution:

S. B. No. 304, A bill to be entitled "An Act providing for the creation of county-wide independent school districts in counties having a scholastic population of not more than 2500 and having not more than two districts which have conducted schools during the next preceding two years; prescribing the procedure to be followed in forming such districts; excepting therefrom county line districts; providing for the appointment and election of trustees; defining duties, qualifications, and terms of office of trustees; providing for tax elections, assumption of debt, issuance of bonds, and management of the schools; prescribing the method of taxation for maintenance and bonds until an equalized tax may be voted and bonds assumed; abolishing county boards of school trustees in counties in such instances; enacting other provisions

relating to the subject; and declaring an emergency."

S. B. No. 38, Amending Article 3923 of the Revised Statutes of Texas, relating to fees and costs in the Supreme Court; and declaring an emergency.

S. B. No. 24, Requiring mutual assessment life, health and accident insurance companies organized and operating under Chapter 6, Title 78, Revised Civil Statutes of Texas, and Section 18a of Senate Bill No. 37, Acts of the First Called Session of the 41st Legislature, to, within six (6) months from the effective date of this Act, effect a compliance with, conform to, and be governed by, the provisions of House Bill No. 303, Acts of the 43rd Legislature as amended by Senate Bill No. 135, Acts of the 46th Legislature, in such manner and form as may be prescribed by the Life Insurance Department of Texas; etc., and declaring an emergency.

S. B. No. 46, Amending Article 4752 of the Revised Statutes of Texas, as heretofore amended by Chapter 495, Section 1, of the Acts of the 47th Legislature, 1941, relating to limited capital stock insurance companies, so as to eliminate the provision limiting such companies to the writing of insurance only on the weekly or monthly premiums plan; etc., and declaring an emergency.

S. B. No. 57, To amend Article 4730 of the Revised Civil Statutes of Texas, 1925, restricting the amount of annual salaries, compensation, or emolument which may be paid to officers, directors, or trustees of domestic life insurance companies without prior approval of the Board of Directors; etc., and declaring an emergency.

H. C. R. No. 105, Granting each House permission to adjourn from May 1, 1947, to May 5, 1947.

Respectfully submitted,

CLARENCE JONES,  
Chief Clerk, House of Representatives.

#### House Bill 21 on Passage to Third Reading

The President laid before the Senate, as the unfinished special order, on its passage to third reading:

H. B. No. 21, A bill to be entitled "An Act to amend subsection (h) of Section 6 of Chapter 324 of the General and Special Laws of the Forty-

eighth Legislature, Regular Session, 1943, which had amended Chapter 13 of the Acts of the Forty-second Legislature, Third Called Session, 1932 and its amendments; repealing all laws or parts of laws in conflict herewith; providing a saving clause; and declaring an emergency."

The bill having been read second time, and amended, on yesterday.

Question—Shall the bill be passed to third reading?

Pending consideration of the bill, Senator Phillips occupied the Chair temporarily:

(President in the Chair.)

#### House Bill 579 on Second Reading

On motion of Senator Stewart, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 579, A bill to be entitled "An Act to amend the Harris County Road Law, Acts 1913, 33rd Legislature Special Laws, page 64, Chapter 17, as amended by Senate Bill 12, 35th Legislature 1917, Special Laws, Chapter 1, House Bill 180, Special Laws, 36th Legislature 1919, Senate Bill 81, Special Laws, 39th Legislature 1925, Chapter 82, and Senate Bill 245, Special Laws, 40th Legislature 1927, to provide for more adequate supervision of roads, for the giving of bonds by County Commissioners as Road Supervisors, for the taking of bids and proposals and fixing the length of time for advertisement for bids, requiring Officers to conform to such Laws, providing for the making of certain reports and accountings by the County Auditor, authorizing and regulating the granting of easements across or along roads by the Commissioners Court, authorizing and regulating the making of certain agreements for the construction of tunnels on County roads and the financing thereof, validating agreements heretofore made; and declaring an emergency."

The bill was read second time.

Senator Hardeman offered the following amendment to the bill:

Amend House Bill No. 579 by adding after the words "Harris County" in line 6, of section 8, the following: "and under the jurisdiction of the Commissioners' Court of Harris County."

The amendment was adopted.

H. B. No. 579 was passed to third reading.

#### House Bill 579 on Third Reading

Senator Stewart moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 579 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—25

Aikin	Parrish
Bullock	Phillips
Cousins	Proffer
Hardeman	Ramsey
Harris	Stanford
Hazlewood	Stewart
Jones	Strauss
Kelley of Hidalgo	Taylor
Kelly of Tarrant	Tynan
Knight	Weinert
Lane	Winfield
Moffett	York
Morris	

Absent

Vick

Absent—Excused

Brown	Crawford
Carney	Mauritz
Chadick	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—25

Aikin	Parrish
Bullock	Phillips
Cousins	Proffer
Hardeman	Ramsey
Harris	Stanford
Hazlewood	Stewart
Jones	Strauss
Kelley of Hidalgo	Taylor
Kelly of Tarrant	Tynan
Knight	Weinert
Lane	Winfield
Moffett	York
Morris	

Absent

Vick

Absent—Excused

Brown	Crawford
Carney	Mauritz
Chadick	

#### House Bill 724 on Second Reading

On motion of Senator Stewart, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 724, A bill to be entitled "An Act amending an Act of the 48th Legislature, 1943, page 619, Chapter 358, creating municipal pension system in all cities in this State having a population of three hundred and eighty-four thousand or more, according to any preceding or future Federal census; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 724 on Third Reading

Senator Stewart moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 724 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—25

Aikin	Parrish
Bullock	Phillips
Cousins	Proffer
Hardeman	Ramsey
Harris	Stanford
Hazlewood	Stewart
Jones	Strauss
Kelley of Hidalgo	Taylor
Kelly of Tarrant	Tynan
Knight	Weinert
Lane	Winfield
Moffett	York
Morris	

Absent

Vick

Absent—Excused

Brown	Crawford
Carney	Mauritz
Chadick	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—25

Aikin	Bullock
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Cousins	Phillips
Hardeman	Proffer
Harris	Ramsey
Hazlewood	Stanford
Jones	Stewart
Kelley of Hidalgo	Strauss
Kelly of Tarrant	Taylor
Knight	Tynan
Lane	Weinert
Moffett	Winfield
Morris	York
Parrish	

Absent

Vick

Absent—Excused

Brown	Crawford
Carney	Mauritz
Chadick	

**House Bill 723 on Second Reading**

On motion of Senator Stewart, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading an passage to third reading:

H. B. No. 723, A bill to be entitled "An Act validating all municipal pension system established and operating under an Act of the Forty-eighth Legislature, 1943, page 619, Chapter 358, and all proceedings and actions done and undertaken in connection with such systems; and declaring an emergency."

The bill was read second time and was passed to third reading.

**House Bill 723 on Third Reading**

Senator Stewart moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 723 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—25

Aikin	Parrish
Bullock	Phillips
Cousins	Proffer
Hardeman	Ramsey
Harris	Stanford
Hazlewood	Stewart
Jones	Strauss
Kelley of Hidalgo	Taylor
Kelly of Tarrant	Tynan
Knight	Weinert
Lane	Winfield
Moffett	York
Morris	

Absent

Vick

Absent—Excused

Brown	Crawford
Carney	Mauritz
Chadick	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed by the following vote:

Yeas—25

Aikin	Parrish
Bullock	Phillips
Cousins	Proffer
Hardeman	Ramsey
Harris	Stanford
Hazlewood	Stewart
Jones	Strauss
Kelley of Hidalgo	Taylor
Kelly of Tarrant	Tynan
Knight	Weinert
Lane	Winfield
Moffett	York
Morris	

Absent

Vick

Absent—Excused

Brown	Chadick
Carney	Mauritz
Crawford	

**House Bill 733 on Second Reading**

On motion of Senator Weinert, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 733, A bill to be entitled "An Act amending Chapter 88, Section 13, Acts of the 41st Legislature Second Called Session, as amended by the Acts of the 43rd Legislature, Regular Session, Chapter 178, Section 1, as amended by the Acts of the 48th Legislature, Regular Session, Chapter 51, Section 1, as amended by the Acts of the 49th Legislature, Regular Session, Chapter 22, Section 1, to permit the State Highway Department to issue for the 1949 and 1950 registration years single plate or plates of metal or other material, symbols, tabs, or other devices, in connection with or in lieu of the motor vehicle license plate or plates; authorizing the Highway Department to prescribe the place of attachment of the license plate

or plates, symbols, tabs or other devices; amending Chapter 178, Acts of the 43rd Legislature, Regular Session, as amended by the Acts of the 49th Legislature, Regular Session, Chapter 22, to provide for the design, specifications and purchase of such registration insignia; repealing all laws in conflict herewith; providing a saving clause; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 733 on Third Reading

Senator Weinert moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 733 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—25

Aikin	Parrish
Bullock	Phillips
Cousins	Proffer
Hardeman	Ramsey
Harris	Stanford
Hazlewood	Stewart
Jones	Strauss
Kelley of Hidalgo	Taylor
Kelly of Tarrant	Tynan
Knight	Weinert
Lane	Winfield
Moffett	York
Morris	

Absent

Vick

Absent—Excused

Brown	Crawford
Carney	Mauritz
Chadick	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

#### House Bill 734 on Second Reading

On motion of Senator Weinert, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time on its second reading and passage to third reading:

H. B. No. 734, A bill to be entitled "An Act to repeal Section 2a, of Chapter 23, Acts 1930, Fifth Called Session, 41st Legislature, whereby

no person to be subject to penalty of this law on account of his place of residence in this State, nor the occupation pursued; and declaring an emergency."

The bill was read second time and was passed to third reading.

#### House Bill 734 on Third Reading

Senator Weinert moved that the constitutional rule requiring bills to be read on three several days be suspended and that H. B. No. 734 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—25

Aikin	Parrish
Bullock	Phillips
Cousins	Proffer
Hardeman	Ramsey
Harris	Stanford
Hazlewood	Stewart
Jones	Strauss
Kelley of Hidalgo	Taylor
Kelly of Tarrant	Tynan
Knight	Weinert
Lane	Winfield
Moffett	York
Morris	

Absent

Vick

Absent—Excused

Brown	Crawford
Carney	Mauritz
Chadick	

The President then laid the bill before the Senate on its third reading and final passage.

The bill was read third time and was passed.

#### Motion to Reconsider Vote on House Bill 22

Senator Lane submitted the following motion in writing:

Hon. Allan Shivers, President of the Senate.

Sir: I move that the Senate reconsider the vote by which it passed H. B. No. 22 and I further move that the House be requested to return the same to the Senate for further consideration.

LANE.

#### House Bill on First Reading

The following House bill received

from the House today was laid before the Senate, read first time, and referred to the committee indicated:

H. B. No. 661, to Committee on Finance.

### Bills Signed

The President signed in the presence of the Senate, after giving due notice thereof, the following enrolled bills:

S. B. No. 304, A bill to be entitled "An Act providing for the creation of county-wide independent school districts in counties having a scholastic population of not more than 2500 and having not more than two districts which have conducted schools during the next preceding two years; prescribing the procedure to be followed in forming such districts; excepting therefrom county line districts; providing for the appointment and election of trustees; defining duties, qualifications, and terms of office of trustees; providing for tax elections, assumption of debt, issuance of bonds, and management of the schools; prescribing the method of taxation for maintenance and bonds until an equalized tax may be voted and bonds assumed; abolishing county boards of school trustees in counties in such instances; enacting other provisions relating to the subject; and declaring an emergency."

S. B. No. 38, A bill to be entitled "An Act amending Article 3923 of the Revised Statutes of Texas, relating to fees and costs in the Supreme Court; and declaring an emergency."

S. B. No. 46, A bill to be entitled "An Act amending Article 4752 of the Revised Statutes of Texas, as heretofore amended by Chapter 495, Section 1 of the Acts of the 47th Legislature, 1941, relating to limited capital stock insurance companies, so as to eliminate the provision limiting such companies to the writing of insurance only on the weekly or monthly premiums plan; providing that such companies may issue policies up to \$5,000 to cover the event of death from natural causes and \$10,000 from accidental causes; requiring reinsurance on policies in excess of \$5,000; and declaring an emergency."

S. B. No. 24, A bill to be entitled "An Act requiring mutual assessment life, health and accident insurance

companies organized and operating under Chapter Six, Title 78, Revised Civil Statutes of Texas, and Section 18a of Senate Bill No. 37, Acts of the First Called Session of the Forty-first Legislature, to, within six months from the effective date of this act, effect a compliance with, conform to and be governed by the provisions of House Bill No. 303, Acts of the Forty-third Legislature as amended by Senate Bill No. 135, Acts of the Forty-sixth Legislature, in such manner and form as may be prescribed by the Life Insurance Department of Texas; providing that from and after their qualification, they may transact the business of life, health and accident insurance in accordance with their charters and said act; providing that said charters may be amended or extended by compliance with the same requirements provided in the general corporation laws of Texas, repealing Chapter 6, Title 78, Revised Civil Statutes of Texas, Section 18a of Senate Bill No. 37, Acts of the First Called Session of the Forty-first Legislature, and that portion of Section 18 of the same act as applies to these companies; and declaring an emergency."

S. B. No. 57, A bill to be entitled "An Act to amend Article 4730 of the Revised Civil Statutes of Texas, 1925, restricting the amount of annual salaries, compensation, or emolument which may be paid to officers, directors, or trustees of domestic life insurance companies, etc., and declaring an emergency."

H. B. No. 98, A bill to be entitled "An Act amending Articles 912a-2 and 912a-15, Title 26, Revised Civil Statutes of Texas of 1925, as amended, relating to perpetual care cemetery laws; and declaring an emergency."

H. C. R. No. 103, Suspending the Joint Rules so that House Bill No. 246 and House Bill No. 807 may be considered.

### Recess

Senator Aikin moved that the Senate recess to 2:30 o'clock p. m., today.

Yeas and nays were demanded.

The motion prevailed by the following vote:

## Yeas—14

Aikin	Phillips
Hardeman	Proffer
Harris	Stewart
Jones	Taylor
Kelley of Hidalgo	Tynan
Kelly of Tarrant	Winfield
Parrish	York

## Nays—8

Bullock	Moffett
Hazlewood	Morris
Knight	Ramsey
Lane	Stanford

## Absent

Cousins	Vick
Strauss	Weinert

## Absent—Excused

Brown	Crawford
Carney	Mauritz
Chadick	

The Senate, accordingly, at 12:10 o'clock p. m., took recess to 2:30 o'clock p. m., today.

## Afternoon Session

The Senate met at 2:30 o'clock p. m., and was called to order by the President.

## House Concurrent Resolution 105

On motion of Senator Bullock, and by unanimous consent, the regular order of business was suspended to take up for consideration at this time:

H. C. R. No. 105, Granting each House permission to adjourn from May 1, 1947 until May 5, 1947.

The resolution was read and was adopted.

## Message from the House

Hall of the House of Representatives,  
Austin, Texas,  
May 1, 1947.

Hon. Allan Shivers, President of the Senate.

Sir: I am directed by the House to inform the Senate that the House has passed the following resolutions:

H. C. R. No. 95, Pledging full moral support of the Legislature to the merchants of Texas in approval of voluntary attempts to reduce prices for any program such as was commended in Newburyport, Massachusetts.

H. C. R. No. 104, Expressing ap-

preciation of the benefit performances on behalf of Texas City relief.

Respectfully submitted,

CLARENCE JONES,

Chief Clerk, House of Representatives.

## House Bill 21 on Passage to Third Reading

The Senate resumed consideration of pending business, same being House Bill No. 21 on its passage to third reading.

Question—Shall the bill be passed to third reading?

Pending discussion of the bill Senator York moved that the Senate adjourn until 10:30 o'clock a. m., Monday, May 5, 1947.

Yeas and nays were demanded.

The motion was lost by the following vote:

## Yeas—8

Cousins	Taylor
Hardeman	Tynan
Harris	Winfield
Kelly of Tarrant	York

## Nays—13

Aikin	Morris
Bullock	Phillips
Hazlewood	Proffer
Jones	Stanford
Kelley of Hidalgo	Strauss
Knight	Weinert
Lane	

## Absent

Moffett	Stewart
Parrish	Vick
Ramsey	

## Absent—Excused

Brown	Crawford
Carney	Mauritz
Chadick	

Senator Harris offered the following amendment to the bill:

Amend H. B. 21 by striking out all after the word "Treasurer" in line 53, all of lines 54, 55, 56, 57 and 58 and insert in lieu thereof the following: "to an account to be known as the lateral Road Account to be distributed and expended as hereinafter provided."

Question—Shall the amendment be adopted?

## Adjournment

On motion of Senator Hardeman, the Senate, at 3:25 o'clock p. m., adjourned until 10:30 o'clock a. m. Monday, May 5, 1947.

**In Memory of**  
**Honorable C. W. Bingman**

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Senator Cousins offered the following resolution:

(Senate Resolution 95)

Whereas, The Honorable C. W. Bingman, Superintendent of South Park Schools, Beaumont, Texas, was called from his earthly labors on April 22, 1947; and

Whereas, This great educator and citizen of Texas was born in the year 1885, in Coolville, Ohio; and

Whereas, The Honorable C. W. Bingman has been a resident of Beaumont, Texas, since 1919 and has contributed much to the educational development of this State; and

Whereas, This educator has been connected with the South Park School System of Beaumont, Texas since 1923, and devoted his energy to the training and development of the youth of this State; and

Whereas, Mr. C. W. Bingman not only has confined his interests to the public school system of Beaumont, Texas, but has served as President of the Southeast Division of the Texas State Teachers Association, has been active throughout the State in the Texas State Teachers Association and he has been active in the National Education Association; and

Whereas, The Members of the Senate of the State of Texas of the 50th Legislature recognize a great loss of leadership in the passing of this man; now, therefore, be it

Resolved that the Members of the Senate of the State of Texas, 50th Legislature, extend their sympathy and bereavement to the survivors of C. W. Bingman, his wife, Mrs. C. W. Bingman, six brothers and three sisters and to the Board of Trustees, faculty and student officers of the South Park School; be it

Resolved, That this resolution be spread upon the Journal of the Senate of this day and that copies of this resolution under the seal of the Texas Senate be sent to members of the family and to the Board of Trustees, faculty and student officers of the South Park Schools.

The resolution was read and was adopted.